

Facsimile No: 703-872-9310
Attorney Docket: XY-SonicUSNP

**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

In Re the Application of: Kristopher S. Buchanan, Lisa Herickhoff, George Seidel, George C. Malachowski, Matthias J. G. Ottenberg, Douglas H. Ferguson

Serial Number: 09/622,621

Filed: September 18, 2000

For: A Vibratory System For A Sorting Flow Cytometer

Group Art Unit: 1743

Examiner: Maureen Wallenhorst

Assignee: XY, Inc.

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a)

Commissioner for Patents
Examiner Maureen Wallenhorst
Group Art Unit 1743
P.O. Box 1450
Alexandria VA, 22313-1450

On behalf of the applicant, the undersigned attorney hereby requests an extension of time pursuant to 37 C.F.R. §1.136(a). This request is submitted in relation to a response due to the office action mailed May 7, 2003, having a shortened statutory period for response of three months. A response to this action on the merits would otherwise be due August 7, 2003; however, it is requested that this time period be extended for three months to and including November 7, 2003. This extension will thereby encompass six months of the statutory period pursuant to 35 U.S.C. §133. Pursuant to 37 C.F.R. §1.17, an extension fee of \$950.00 is submitted with this Petition. In the event the fee has been inappropriately calculated, please allow the maximum extension possible and inform me at your earliest convenience so that any deficiency or error can be corrected immediately.

Dated this 6th day of November, 2003.

Respectfully submitted,

SANTANGELO LAW OFFICES, P.C.

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